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APR 27 2005

OFFICE OF PETITIONS

In re Application of	:	
Walter M. Bain	:	
Application No. 09/655,704	:	DECISION ON PETITION
Filed: September 6, 2000	:	
Attorney Docket No. 1311.APT.PT	:	

This is a decision on the petition, filed October 7, 2004, to revive the above-identified application under 37 CFR 1.137(b).

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action mailed July 15, 2003, which set a shortened statutory period for reply of three months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on October 16, 2003. A Notice of Abandonment was mailed on April 22, 2004.

Petitioner has met the requirements to revive the above-identified application, pursuant to 37 CFR 1.137(b). Petitioner previously submitted the required reply in the form of a continuation application (No. 10/755,849, filed January 12, 2004), paid the petition fee, and made the proper statement of unintentional delay.

The above-identified application is being revived solely for purposes of continuity. As continuity has been established by this decision reviving the above-identified application, the above-identified application is again abandoned in favor of application No. 10/755,849, filed January 12, 2004.

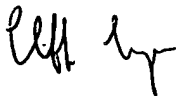
Between October 1, 2004 and December 8, 2004, the fee for a petition to revive under 37 CFR 1.137(b) was \$685. As petitioner only submitted \$665, the \$20 difference has been charged to Deposit Account No. 50-2720, as authorized.

Furthermore, Office records have been changed to reflect that the extension of time fee was paid in the instant application, not application No. 10/755,849.

The application file is being forwarded to Files Repository.

Application No. 10/755,849 is being examined in due course.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.



Cliff Congo
Petitions Attorney
Office of Petitions